

DURIE TANGRI LLP
DARALYN J. DURIE (SBN 169825)
ddurie@durietangri.com
EUGENE NOVIKOV (SBN 257849)
enovikov@durietangri.com
JAMES S. TSUEI (SBN 285530)
jtsuei@durietangri.com
217 Leidesdorff Street
San Francisco, CA 94111
Telephone: 415-362-6666
Facsimile: 415-236-6300

FOLEY HOAG LLP
DANIEL SCHIMMEL (*pro hac vice*)
dschimmel@foleyhoag.com
1540 Broadway, 23rd Floor
New York, NY 10036
Telephone: 646-927-5500
Facsimile: 646-927-5599

ANTHONY MIRENDA (*pro hac vice*)
amirenda@foleyhoag.com
155 Seaport Blvd.
Boston, MA 02210
Telephone: 617-832-1220
Facsimile: 617-832-7000

Attorneys for Defendant
ORANGE S.A.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

TELESOCIAL INC.,

Plaintiff,

v.

ORANGE S.A., *et al.*,

Defendants.

Case No. 3:14-cv-03985-JD

**DEFENDANTS' ADMINISTRATIVE
MOTION TO FILE EXCERPTS OF ITS
OPPOSITION TO PLAINTIFF'S MOTION
FOR A CONTINUANCE OF THE TRIAL
DATE UNDER SEAL PURSUANT TO CIVIL
L.R. 7-11 AND 79-5**

Ctrm: 11, 19th Floor
Judge: Honorable James Donato
Trial: April 10, 2017

Defendants Orange, S.A. and the individual defendants (collectively, the “Orange Defendants”) respectfully submit this Administrative Motion for leave to file under seal portions of their Opposition to Plaintiff’s Motion for a Continuance of the Trial Date under seal pursuant to Civil L.R. 7-11 and 79-5.

I. MATERIALS DESIGNATED BY TELESOCIAL

In keeping with the Protective Order entered in this litigation, the Orange Defendants hereby request an order granting leave to file under seal portions of the following documents, which contain information designated as “CONFIDENTIAL” or “HIGHLY CONFIDENTIAL” or “ATTORNEY’S EYES ONLY” by Telesocial. The Orange Defendants take no position as to the confidentiality of these documents and seek sealing solely to remain in compliance with the Protective Order. To that end, if this material is subject to protection, the Orange Defendants expects this motion to seal will be supported by a declaration from Telesocial as required by Civil Local Rule 79-5. Pursuant to Local Rule 79, Telesocial bears the burden of submitting declarations, based on personal knowledge, which demonstrate “compelling reasons” for why those materials should remain sealed.

Document	Portions to be filed under seal
Defendants’ Opposition to Plaintiff’s Motion for a Continuance of the Trial Date	Highlighted portions.

Although the Orange Defendants do not take a position on whether it is critical to seal the designated information from the public record, especially in light of the “compelling reasons” test set forth by the Ninth Circuit in *Kamakona v. City & Cnty. of Honolulu*, 447 F.3d 1172, 1178 (9th Cir. 2006), the Orange Defendants have filed the instant motion so as to comply with the Protective Order. Dkt. No. 71.

II. CONCLUSION

For the foregoing reasons, the Orange Defendants respectfully request that the Court grant their Administrative Motion to File Under Seal.

Dated: March 29, 2017

DURIE TANGRI LLP

By: /s/ Daralyn J. Durie
DARALYN J. DURIE

Attorneys for Defendant
ORANGE S.A.

CERTIFICATE OF SERVICE

I certify that all counsel of record is being served on March 29, 2017 with a copy of this document via the Court's CM/ECF system.

/s/ Daralyn J. Durie
DARALYN J. DURIE